

DISCLAIMER

This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).

APPLICATION OF

KINDER MORGAN VIRGINIA, LLC

CASE NO. PUE-2001-00722

**For authority to construct and operate
an electric generating facility in
Cumberland County**

REPORT OF HOWARD P. ANDERSON, JR., HEARING EXAMINER

October 31, 2002

Pursuant to Commission Order for Notice and Hearing dated February 26, 2002, and a Hearing Examiner's Ruling issued on May 8, 2002, a procedural schedule and hearing date were established for the referenced proceeding. By Ruling dated October 21, 2002, the matter was continued generally, upon motion of Kinder Morgan Virginia LLC ("Kinder Morgan Virginia").

On October 30, 2002, Kinder Morgan Virginia, by counsel, filed a Motion to Withdraw Application. In support of the Motion, Kinder Morgan Virginia states it has decided not to go forward with construction of the electric generation facility to be located in Cumberland County, Virginia, that was the subject of its Application filed with the Commission on December 27, 2001.

Good cause having been shown, I find the Motion to Withdraw Application should be granted. Accordingly,

IT IS DIRECTED that the Motion to Withdraw Application filed by Kinder Morgan Virginia should be, and it is hereby, granted. I further **RECOMMEND** that the Commission enter an order dismissing this application from its docket of pending proceedings.

Howard P. Anderson, Jr.
Hearing Examiner